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4 UNITED STATES DISTRICT COURT
5 WESTERN DISTRICT OF WASHINGTON
6 AT SEATTLE

7 UNITED STATES OF AMERICA,)
8)
9 Plaintiff,) Case No. MJ09-375
10 v.)
11) DETENTION ORDER
12)
13 GERARDO CHAVEZ-RIVERA,)
14)
15 Defendant.)
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Offense charged:

Illegal Reentry after Deportation

Date of Detention Hearing: July 23, 2009.

The Court, having conducted a detention hearing pursuant to Title 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which the defendant can meet will reasonably assure the appearance of the defendant as required and the safety of any other person and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

(1) Defendant has been charged by complaint with illegal reentry after deportation.

(2) Defendant is a citizen of Mexico. Defendant has a felony criminal history including drug offenses and a prior immigration offense. Because defendant is not a citizen, an

1 immigration and customs detainer has been lodged against him. In view of these circumstances,
2 the defendant through his attorney stipulated to detention.

3 It is therefore ORDERED:

4 (1) Defendant shall be detained pending trial and committed to the custody of the
5 Attorney General for confinement in a correctional facility separate, to the extent practicable,
6 from persons awaiting or serving sentences, or being held in custody pending appeal;

7 (2) Defendant shall be afforded reasonable opportunity for private consultation with
8 counsel;

9 (3) On order of a court of the United States or on request of an attorney for the
10 Government, the person in charge of the correctional facility in which Defendant is confined shall
11 deliver the defendant to a United States Marshal for the purpose of an appearance in connection
12 with a court proceeding; and

13 (4) The clerk shall direct copies of this order to counsel for the United States, to counsel
14 for the defendant, to the United States Marshall, and to the United States Pretrial Services Officer.

15 DATED this 23rd day of July, 2009.

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18 BRIAN A. TSUCHIDA
19 United States Magistrate Judge
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